THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 1444 of 2007

Dated: 25.01.2007

Between:

N.V. Rama Rao, S/o Veera Raju, aged about 46 years, Driver E.495068, D.No.3-201-2, plot No. 254, F.C.I. Colony, Vakalapudi, Kakinada, East Godavari District.

..... PETITIONER

AND

The Regional Manager, APSRTC, Rajahmundry, East Godavari District and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 1444 of 2007

Order:

The petitioner states that while he was working as driver in the respondents-APSRTC, was declared unfit to hold the said post. Thereupon, he was issued orders, dated 26.06.2006, retiring him from service on medical grounds, without any alternative employment as required by the provisions of Section 47 of the Persons with Disabilities (Equal Opportunity, Protection of Rights, Full Participation) Act, 1995 (for short 'the Act'). Therefore, he made a representation, dated 30.08.2006, requesting the respondents-APSRTC to provide alternative employment, but so far no orders thereon have been passed. Hence, he filed the present writ petition.

When the matter is taken up for admission, learned Standing Counsel for the respondents-APSRTC, on instructions, submits that within a period of two months they will consider the case of the petitioner for providing alternative employment, and agreed to dispose of the writ petition with the same direction.

Having regard to the stand taken by the learned Standing Counsel for the respondents-APSRTC, I deem it appropriate to dispose of the writ petition with the following direction:

The respondents-APSRTC are directed to consider the case of the petitioner for providing alternative employment in view of his medical unfitness in the light of the provisions of Section 47 of the Act, and pass

appropriate orders, within a period of two months from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

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N.V. RAMANA, J.

Date: 25.01.2007
Nsr/Sj